

**5856. Misbranding of elixir of iron quinine and strychnia. U. S. \* \* \***  
**v. Roger N. Lusby (Central Drug Co.). Plea of guilty. Fine, \$20.**  
 (F. & D. No. 8406. I. S. No. 2608-m.)

On September 26, 1917, the United States attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the police court of said District an information against Roger N. Lusby, trading as the Central Drug Co., Washington, D. C., alleging that said defendant did offer for sale and sell at the District aforesaid, in violation of the Food and Drugs Act, on February 8, 1917, a quantity of an article labeled in part, "Elixir of Iron Quinine & Strychnia," which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Alcohol (per cent by volume)-----	23.40
Alkaloids, total (anhydrous) (gram per 100 cc)-----	0.756
Practically all the alkaloid is-----	Quinine.
Iron (as Fe.) (gram per 100 cc)-----	0.314
Glycerin -----	None.

Misbranding of the article was alleged in the information for the reason that the statement borne on the label attached to the bottle containing the article, regarding it and the ingredients and substances contained therein, to wit, "Alcohol 12%, each fluid ounce contains, tincture citrochloride of iron, 24 minims; quinine sulphate, 2 grains; strychnine, \* \* \* glycerine, q. s.," was false and misleading in that it represented that the article contained 12 per cent of alcohol, 24 minims of tincture citrochlorid of iron, 2 grains of quinine sulphate, and a sufficient quantity of glycerin, whereas, in truth and in fact, it did not, but contained 23.4 per cent of alcohol by volume, iron equivalent to approximately 42 minims tincture citrochlorid of iron, approximately 4 grains of quinine sulphate, and no glycerin; and for the further reason that it contained alcohol, and the label on the bottle failed to bear a statement of the proportion or quantity of alcohol contained therein.

On September 26, 1917, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$20.

CARL VROOMAN, *Acting Secretary of Agriculture.*